

## BUDGET ESTIMATES OF THE MYSORE STATE ELECTRICITY BOARD FOR 1965-66.

*Motion to Consider.*

Sri B. D. JATTI (Minister for Finance).—I beg to move :

“ That the Budget Estimates of the Mysore State Electricity Board for the year 1965-66 laid on the Table of the House on 7th April 1965 be taken into consideration.”

Mr. SPEAKER.—Motion moved :

“ That the Budget Estimates of the Mysore State Electricity Board for the year 1965-66 laid on the Table of the House on 7th April 1965 be taken into consideration.”

Sri S. SIVAPPA.—We can begin discussion after recess.

Mr. SPEAKER.—I want to inform the members that I have got here the previous Reports. If any of the members want they can refer to the 1962-63 budget estimates, revised budgets 1962-63 and budget estimates 1963-64. Members may make use of these instead of being unprecise in their arguments.

The House will now rise and meet at 3-30 P.M.

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*The House adjourned for recess at Fifty-five Minutes past Two of the Clock  
and reassembled at Thirty Minutes past Three of the Clock.*

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[Mr. SPEAKER in the Chair]

Mr. SPEAKER.—The Financial Statement of the Electricity Board is placed before the House. A motion is also moved. I find most of the members are not present here. May I know how many are desirous of participating in the debate and what time I should allot for this ?

Sri B. D. JATTI.—Sir, about four members are anxious to participate today. I think it can be finished today.

Mr. SPEAKER.—My difficulty is even with regard to such important matters I am not able to come to definite decision. After all we must give full facility for every member to offer his remarks. May I take that rest of the day will be devoted for this subject ?

Sri S. M. KRISHNA (Maddur).—We can discuss this today and tomorrow and the day after.

Mr. SPEAKER.—I find most of the members are absent now. I suggest therefore that we take up another small Bill, the Criminal Procedure Code Amendment Bill and finish it. After it is over we can take up this.

HON'BLE MEMBERS.—Yes.

Mr. SPEAKER.—I suppose it is not inconvenient to the Hon'ble Minister.

Sri M. V. RAMA RAO.—I have no inconvenience.

Mr. SPEAKER.—We will take up.

Sri M. V. RAMA RAO.—I move :

“That the Code of Criminal Procedure (Mysore Amendment) Bill, 1965 be taken into consideration.”

### CODE OF CRIMINAL PROCEDURE (MYSORE AMENDMENT) BILL, 1965.

#### *Motion to Consider*

Mr. SPEAKER.—Motion moved :

“That the Code of Criminal Procedure (Mysore Amendment) Bill, 1965, be taken into consideration.”

† Sri M. V. RAMA RAO.—Sir, this amending Bill seeks to give effect by making legal provision of the existing position in which by means of executive orders Government have already for quite some years past brought into existence the scheme of separation of the executive from the judicial functions of Magistrates under the Code of Criminal Procedure. In the Bombay area the Code of Criminal Procedure has been amended in order to give effect to the scheme of separation of executive from judicial functions. In the Madras area and in the Mysore area this has been effected by issuing Government Orders in exercise of executive authority of the State. This Bill makes an attempt to enact uniform law in respect of scheme of separation of judicial and executive functions of Magistrates. As I said earlier there is really nothing new that is sought to be done by passing this law except giving legal effect to what is already prevalent throughout the State.

The important aspects in considering this Bill to be borne in mind would be with reference to the clothing with authority on executive magistrates and judicial magistrates in respect of certain matters simultaneously in respect of Sections 107, 108, 110, 145 and 147 of the Code of Criminal Procedure. Powers under these sections have been conferred exclusively on executive magistrates in the Bombay area. In the Madras and Mysore areas of the State both judicial and executive magistrates exercise powers under Sections 108, 109 and 110 and in the Mysore Area only Judicial Magistrates exercise powers under Sections 145 and 147. After a careful consideration of the local conditions, it is considered that the powers under the sections referred to above should be conferred both on Judicial as well as Executive Magistrates in the entire State. This will not prevent the Executive Magistrates from exercising powers where the Judicial Magistrate cannot be got within the time necessary.